IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY NINTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 5833 of 1996

Between:

Sri M.Appi Reddy S/o. M.N.Reddy
r/o. Prakasham Panthulu Colony Hal Compled
R.R.Dist.

..... PETITIONER

AND

1 The Director
NIMS Panjagutta
Hyderabad
2 The Executive Registrar
NIMS Panjagutta
Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an writ, order or direction directing the respondents to treat the petitioner is in service as Male Nurse from the date of his initial appointment i.e., 12/9/1990 without any interruption of service after declaring the action of the respondents in not permitting the petitioner to join and discharge his duties as highly arbitrary, illegal and violative of Article 14,16 and 21 of the Constitution of India.

Counsel for the Petitioner:MR.P.V.RAMANA

Counsel for the Respondents: MR.M.R.K.CHOWDRY (SC FOR N.I.M.S.)

The Court made the following :

-

-

-

-

-

-

-

-

-

Order:

-

Heard both sides.

The petitioner herein filed this Writ Petition, inter alia, seeking a direction to respondents to treat him as he is in service as a Male Nurse without any interruption of service and also for declaration that the action of the respondents in not permitting him to join and discharge the duties, as illegal.

Though several contentions have been urged in the Writ Petition, however having regard to the fact that this Court as per the orders dated 26-03-1996 gave interim direction, while ordering Notice before admission, to the effect that the respondent No.1 to pass orders on the representation dated 14-02-1996 filed by the petitioner and communicate the same to the petitioner, no further orders are necessary. If orders are passed adversely, it shall always open for the petitioner to file a fresh proceedings.

The Writ Petition is, accordingly, dismissed. No costs.

_____

B.PRAKASH RAO, J.

Dated 29-11-2004.

SKMR

..... REGISTRAR

To

1 The Director,
NIMS, Panjagutta,
Hyderabad
2 The Executive Registrar,
NIMS, Panjagutta,
Hyderabad.

3. 2CD copies